

State of South Dakota

EIGHTY-SEVENTH SESSION LEGISLATIVE ASSEMBLY, 2012

460T0122

HOUSE BILL NO. 1091

Introduced by: Representatives Hoffman, Deelstra, Dennert, Greenfield, Moser, Olson (Betty), Schaefer, and Turbiville and Senators Nygaard, Brown, Hundstad, and Maher

1 FOR AN ACT ENTITLED, An Act to revise the issuance of temporary nonresident waterfowl
2 licenses.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That § 41-6-18.4 be amended to read as follows:

5 41-6-18.4. The Game, Fish and Parks Commission may promulgate rules in accordance with
6 chapter 1-26 to authorize the department to issue up to two thousand fall three-day temporary
7 nonresident waterfowl licenses, up to two thousand early fall Canada goose temporary
8 nonresident licenses, and a number of spring snow goose temporary nonresident licenses to be
9 determined by the department, and to establish the fee therefor, validity of the licenses issued,
10 types of waterfowl to be hunted, and areas in which hunting is permitted. ~~Up to five hundred~~
11 ~~of the fall three-day temporary nonresident waterfowl licenses shall be made available for use~~
12 ~~in the counties of Brown, Marshall, Roberts, Day, Grant, Clark, Codington, Deuel, and Hamlin.~~
13 ~~The commission, in rules promulgated pursuant to chapter 1-26, may establish a process and~~
14 ~~criteria to allow the issuance of a portion of the five hundred licenses in counties other than~~



1 ~~those specified if the department determines that such licenses are otherwise likely to remain~~
2 ~~unsold. Except for the fall three-day temporary nonresident waterfowl licenses issued in Brown,~~
3 ~~Marshall, Roberts, Day, Grant, Clark, Codington, Deuel, and Hamlin counties, the fall three-day~~
4 ~~temporary nonresident waterfowl licenses are valid only on private property, but are not valid~~
5 ~~on private property leased by the department for public hunting or on highways or other public~~
6 ~~rights-of-way within this state that otherwise meet the requirements of § 41-9-1.3. Revenue from~~
7 ~~the sale of fall three-day temporary nonresident waterfowl licenses shall be deposited in the~~
8 ~~department's land acquisition and development fund to be used to acquire, by lease, permit, or~~
9 ~~otherwise, interests in real property to be used for providing waterfowl hunting public access~~
10 ~~in the counties adjacent to the Missouri River. Revenue from the sale of early fall Canada goose~~
11 ~~temporary nonresident licenses shall be deposited in the department's land acquisition and~~
12 ~~development fund to be used to acquire by lease, permit, or otherwise, interests in real property~~
13 ~~to be used for providing waterfowl hunting public access. Before promulgating rules which~~
14 ~~permit the issuance of fall three-day temporary nonresident waterfowl licenses, the commission~~
15 ~~shall determine that adequate waterfowl hunting public access has been provided through the~~
16 ~~department's land acquisition and development fund or through other means.~~